

John D. Fanburg, Managing Member

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Practice Areas

- Cannabis Law
- Healthcare Law

Bar and Court Admissions

- New Jersey
- New York
- U.S. Supreme Court

Education

- New England School of Law, J.D., *cum laude*
- Washington University, B.A.

Chair, Healthcare Law Co-Chair, Cannabis Law

John D. Fanburg has more than 30 years of experience in health and hospital law, with an emphasis on corporate, transactional, and regulatory matters for physicians and health care institutions. A recognized leader in this sector, John is known for excellence in transactions, perseverance in deal-making, and strength in corporate, M&A, and regulatory matters.

His broad experience representing major hospitals, diverse medical groups, solo practitioners, and statewide physician specialty organizations provides him with in-depth knowledge of all aspects of the business of healthcare. He helps healthcare providers position themselves to deal with the constantly evolving medical marketplace, particularly healthcare reform. This includes advising clients about mergers and acquisitions, various business ventures, and creative health care business arrangements. John provides counsel on strategic alliances and transactions relating to physician practices, hospitals, ACOs, ambulatory surgery centers, and medical homes. He also offers guidance on regulatory compliance, corporate compliance, HIPAA, litigation, and government investigations.

In addition, as Co-Chair of Brach Eichler's Cannabis Law Practice, John provides counsel to companies and individuals who seek to participate in New Jersey's growing medicinal cannabis industry.

His experience includes:

• Establishing outpatient health care offices, diagnostic imaging facilities, urgent care centers, and

ambulatory surgical centers.

- Overseeing the establishment and purchase/sale of physician practices, hospitals, and nursing homes.
- Structuring nonprofit health care providers.
- Representing clients in managed care contract negotiations.
- Developing Medicare and Medicaid corporate compliance programs for physician practitioners.
- Developing managed care networks.
- Handling fraud and abuse counseling and representation, licensing issues and third-party payment issues.
- Representing physician specialty organizations and advantageously using federal reimbursement policies and appeals.
- Representing dental practices, and developing and negotiating dental practice employment agreements.

A member of the firm's Executive Committee, John is the recipient of a number of honors and awards. Ranked in *Chambers USA* in Band 1 for health law from 2009-2020, John consistently earns special recognition for his work with physicians in transactional and regulatory matters. The ranking company quotes market sources noting that John Fanburg is "excellent" with "great knowledge and experience." In 2012, John was described in *Chambers* as "an extremely gifted attorney particularly in dealing with all of the complexities of the current healthcare situation."

John has been selected by his peers to The Best Lawyers in America© since 1995 and named to the New Jersey Super Lawyers list for several years in a row. In addition, he has been rated as AV Preeminent 5.0 out of 5.0, peer-rated for the highest level of professional excellence by Martindale-Hubbell.

Additionally, John was selected as a New Jersey 2018 and 2019 Leader in Law by *NJBIZ* and was included in *NJBIZ*' Power 50 Health Care list in 2019. He was also named to *ROI-NJ's* list of top 2019 Healthcare Influencers in New Jersey. In 2017, he was appointed to Governor Phil Murphy's Transition Team. He was also designated a top healthcare transaction lawyer of 2017 by *The Ambulatory M&A Advisor*.

In 2015, John was recognized as a Top Legal Leader for New York and New Jersey by American Lawyer Media (ALM) and, in 2013, he was named a "Top Rated Lawyer in Health Care" by ALM and Martindale-Hubbell. John was also named the "Newark Area Best Lawyers Health Care Lawyer of the Year" for 2011 and 2012 and, in 2010 and 2011, John was a finalist for *NJBIZ*' "Executive of the Year."









Professional Activities

- Affiliate Member, New Jersey Medical Group Management Association
- Board of Trustees, Mountain Ridge Country Club Foundation
- Executive Leadership Team, Essex County Start! Heart Walk
- Healthcare Advisory Board Member, Caldwell University
- Member, American Health Lawyers Association

Martindale-Hubbell*

EMINENT

- Member, Florida Society of Ambulatory Surgical Centers
- Member, Medical Group Management Association
- Member. Radiology Business Managers Association
- President, Mountain Ridge Country Club, West Caldwell, NJ, 2012-2016
- Treasurer and Board Member, S.O.L.A.R Foundation

Insights

Alerts - April 24, 2020

Healthcare Law Alert | Clarification of Usage of Paycheck Protection Funds & HHS Announces **Additional Distributions of Provider Relief Funds**

Events - April 16, 2020

Webinar: COVID-19 Crisis: CARES Act Provider Relief Fund Grants and the Medicare Accelerated and Advance Payments Program - Rules of the Road

Alerts - April 16, 2020

Healthcare Law Alert: HHS Provides Clarification on Eligibility for Provider Relief Fund

Alerts - April 15, 2020

Healthcare Law Alert: New Law Grants Immunity to Health Care Professionals and Facilities Treating COVID-19

Alerts - April 13, 2020

Healthcare Law Alert: \$30 Billion of the Public Health and Social Services Emergency Fund Paid to **Healthcare Providers**

Newsletters - April 8, 2020

Healthcare Law Update - April 2020

Events - April 4, 2020

Webinar: COVID-19 Crisis: Taking Advantage of Recent NJ and CMS Telehealth Regulatory Changes -

Alerts - April 3, 2020

Healthcare Law Alert: Governor Murphy Issues Executive Order Permitting The State To Commandeer Private Property And Personal Services To Address COVID-19 Emergency

Alerts - April 2, 2020

Healthcare Law Alert: Governor Murphy Issues Executive Order Regarding Licensure, Scope of Practice and Liability Waivers For Healthcare Providers

News - April 2, 2020

Fanburg Named to Power 50 Health Care by NJBIZ

Events - March 28, 2020

Webinar: COVID-19 Crisis: Highlights of the Paycheck Protection Program in the Keeping American Workers Paid and Employed Act

Events - March 22, 2020

Webinar: COVID-19 Crisis: How Medical Practices Should Be Responding - Part 2

Events - March 18, 2020

Webinar: COVID-19 Crisis: How Medical Practices Should Be Responding

Press Releases - March 13, 2020

17 Brach Eichler Members Included in 2020 New Jersey Super Lawyers

Newsletters - February 27, 2020

Healthcare Law Update - February 2020

News - January 29, 2020

ROI-NJ: Brach Eichler Epitomizes Today's Thriving Regional Law Firms

News - January 27, 2020

ROI-NJ: Fanburg Talks Private Equity at Withum Healthcare Symposium

Articles - January 27, 2020

Adult-Use Cannabis Referendum Is A Failure From the Start

News - January 16, 2020

Fanburg Talks Hospital Consolidation During the 2010s on northjersey.com

News - January 9, 2020

The 2019 Brach Eichler Healthcare Monitor - Survey of New Jersey Healthcare Practitioners

News - January 7, 2020

Now Available: Results from the 2019 Brach Eichler Healthcare Monitor Survey

Press Releases - January 7, 2020

2020 Outlook for New Jersey's Healthcare Sector: Continued Hospital Consolidation, Pressure on Physicians

Newsletters - January 3, 2020

Healthcare Law Update January 2020

White Papers - December 6, 2019

New Jersey Cannabis: Observations on Opportunity Lost Along the Way

Lectures - December 3, 2019

John D. Fanburg - Healthcare in NJ: Affiliations, Mergers, Private Equity, and Physician Alignment

News - October 10, 2019

Fanburg Named Top Healthcare Industry Influencer by ROI-NJ

Newsletters - October 4, 2019

Healthcare Law Update September 2019

News - October 1, 2019

Fanburg in New Jersey Law Journal on Brach Eichler's Impressive Growth

Alerts - August 29, 2019

August 2019 Healthcare Law Update: In-Store Telehealth Kiosks, HIPAA, NJ Assisted Suicide Law Updates, and more

Press Releases - August 15, 2019

Fifteen Brach Eichler Attorneys Included in The Best Lawyers in America © 2020

Articles - August 8, 2019

Fanburg Provides Legal Update at Radiological Society of New Jersey Meeting

Articles - August 1, 2019

State Law Designed to Prevent Excessive Medical Bills is a Year Old but Remains Incomplete

Alerts - July 26, 2019

July 2019 Health Law Update

Press Releases - July 25, 2019

Hudson Regional Hospital Connects Spinal Surgeons with Keith J. Roberts of Brach Eichler LLC to Review Current Regulatory Protocol for Treating Automobile Accident Patients

Articles - July 23, 2019

Fanburg Writes Op-Ed for ROI-NJ on Expansion of Medical Marijuana in NJ

Events - July 17, 2019

Fanburg and Roberts to Address PIP Regulations for Spine Surgery

Newsletters - June 28, 2019

June 2019 Health Law Update

Articles - June 25, 2019

John Fanburg Named to NJBIZ Power Law 50 List

Articles - June 19, 2019

Key Considerations Before Selling Your Practice to a Private Equity Firm

Alerts - June 7, 2019

Brach Eichler Cannabis Practice's Video Series is Primer on N.J.'S Business and Political Landscape for Out-Of-State Businesses

Lectures - May 31, 2019

John D. Fanburg - What's In It For Me? Tips on How to Get the Best Employment Contract

Articles - May 31, 2019

Surgery Centers Bemoan DOH's Turnover-Related Problems, Effect on Licensing

Articles - May 14, 2019

John Fanburg Named to NJBIZ Power 50 Health Care

Press Releases - May 13, 2019

Brach Eichler Continues Growth Trend, Adds Six New Attorneys

Newsletters - May 8, 2019

May 2019 Health Law Update

Alerts - May 8, 2019

New Jersey Board of Medical Examiners Proposes Telemedicine and Telehealth Regulations

Press Releases - May 1, 2019

Brach Eichler Earns Top Rankings in Chambers USA for 2019

Lectures - April 17, 2019

Effectively Representing Physicians: Everything you need to know to confidently and successfully represent New Jersey physicians in 2019

Newsletters - April 9, 2019

April 2019 Health Law Update

Alerts - April 4, 2019

Brach Eichler's Observations to Presumed Cannabis Bill Agreement

Articles - April 4, 2019

Fanburg and Gormally in ROI-NJ on Cancelled Cannabis Vote

Events - April 3, 2019

REGISTER NOW for the 10th Annual NJ Healthcare Market Review

Alerts - March 22, 2019

Cannabis Law Group: Meet Our Attorneys

Press Releases - March 12, 2019

16 Brach Eichler Members Included in 2019 New Jersey Super Lawyers

Articles - March 5, 2019

Fanburg Provides Three Tips for ASCs in Becker's

Articles - March 5, 2019

Brach Eichler on Multistate Cannabis Operators in Forbes

Newsletters - February 26, 2019

February 2019 Health Law Update: Federal and NJ News, HIPAA and More

Articles - February 8, 2019

Fanburg Addresses Balance Billing on NAHU Podcast

Articles - February 5, 2019

Fanburg in NJBIZ on Future of Obamacare

Articles - February 1, 2019

NJ Charity Care Ruling Could Spark Uptick In Patient Claims

News - January 29, 2019

Drs. Godkar and Prakash Win 2018 Eichler Awards

Newsletters - January 27, 2019

January 2019 Health Law Update: HIPAA, New OIG Opinion, IRS Guidance And More

Articles - January 22, 2019

Fanburg and Dagli To Speak At NJAASC Quarterly Meeting

Articles - January 16, 2019

Fanburg and Gormally in Forbes Magazine

Newsletters - January 15, 2019

2018 Health Law Year in Review

News - December 11, 2018

NJ Physicians Resigned To New Reality Of Practicing Medicine, Brach Eichler Survey Shows

News - December 5, 2018

Fanburg Talks to Fios1 About NJ Cannabis Bill

Newsletters - December 5, 2018

December 2018 Health Law Update

Articles - November 8, 2018

The New Out-Of-Network Law: Our Responses to Your Questions

Lectures - November 7, 2018

State of the NJ Healthcare Industry

Newsletters - November 5, 2018

November 2018 Health Law Update

Lectures - November 2, 2018

How Prior Authorization Affects the Quality of Healthcare

Lectures - October 24, 2018

Establishing a Legal and Compliant Cannabis Business

Newsletters - October 20, 2018

October 2018 Health Law Update

White Papers - October 15, 2018

The New Out-Of-Network Law: Answers to Your Questions

News - October 4, 2018

Fanburg and Walzman Talk Telemedicine in Medical Economics

Articles - September 24, 2018

It's Not Just Cannabis Stocks - Salaries and Jobs in Legal Weed Are Climbing Too

Articles - September 24, 2018

Telehealth and the Law: Addressing the Risks

Articles - September 21, 2018

Among NJ Top 40 Law Firms, Revenue Growth More Common Than Population Growth

News - September 14, 2018

Fanburg and Manigan Address NJAASC on One-Room Centers

Articles - September 12, 2018

Telehealth and the Law: The Challenge of Reimbursement

Articles - September 7, 2018

Telehealth and the Law: How Policy Shapes the Marketplace

Newsletters - September 5, 2018

September 2018 Health Law Update

Lectures - August 22, 2018

Live Webinar: The New Out-of-Network Law: Are You Ready?

Press Releases - August 18, 2018

Fourteen Brach Eichler Attorneys Included in Best Lawyers in America® 2019

Lectures - August 8, 2018

The Dope on Dope: The Latest on Cannabis and the Opioid Crisis

Newsletters - August 5, 2018

August 2018 Health Law Update

News - July 29, 2018

Newsletters - July 5, 2018

July 2018 Health Law Update

Articles - July 2, 2018

New Jersey Sits Out Associate Pay Race-Mostly

Articles - June 22, 2018

Analysis: What Proposed DOH Regs Mean

News - June 8, 2018

Fanburg Comments in Press on Out-of-Network Bill

Articles - June 7, 2018

Brach Eichler, Public Strategies Form Cannabusiness Consultancy

Articles - June 7, 2018

Cannabis Collaboration: Brach Eichler, Public Strategies Impact Team Up to Help with Licensing

Lectures - June 1, 2018

Healthcare Reform

Articles - June 1, 2018

Murphy Signs Out-of-Network Health Care Cost Bill

Articles - June 1, 2018

Murphy Signs Out-of-Network Bill, Still the Subject of Contention

News - June 1, 2018

New Out-Of-Network Bill: Practitioners and Facilities Face Onerous Requirements

Newsletters - June 1, 2018

June 2018 Health Law Update

White Papers - May 25, 2018

Ten Steps to a Billion-Dollar Marketplace: Facts, Observations, and Market Opportunity

Articles - April 12, 2018

Assembly Passes Controversial 'Out-of-Network' Bill

Articles - April 6, 2018

In Training Rainmakers, Midsize Law Firms Offer Flexibility, Resources and a 'Kick'

Lectures - March 30, 2018

Fanburg and Gormally on NJ Cannabis Panel

Press Releases - March 19, 2018

16 Brach Eichler Members Included In 2018 New Jersey Super Lawyers, The Most In Firm's History

Lectures - March 15, 2018

Innovations in the Future of Healthcare

Articles - March 6, 2018

Bill Discouraging Out-of-Network Doctor Fees Goes to Full Assembly Vote

Newsletters - March 5, 2018

March 2018 Health Law Update

Lectures - March 3, 2018

Regulatory and Legal Update

Newsletters - February 15, 2018

February 2018 Health Law Update

Articles - February 12, 2018

Brach Eichler's Cannabis White Paper Referenced on NJ.COM

Newsletters - February 1, 2018

Health Law Update - 2017 Year in Review

Lectures - January 31, 2018

Legislative and Regulatory Issues

Articles - January 31, 2018

N.J. Experts Not Shocked by Trio's Health Care Plan

Articles - January 29, 2018

NJ Charity Care Ruling Could Spark Uptick In Patient Claims

Articles - January 29, 2018

Fanburg and Gormally in ROI-NJ on Cannabis Reform

Articles - January 23, 2018

As Legal Issues Surround Cannabis, Law Firms Get Ready

Articles - January 18, 2018

Fanburg Named A Leading Transactional Lawyer by The Ambulatory M&A Advisor

Articles - January 18, 2018

6 Issues To Watch As Murphy Takes Office

Newsletters - January 15, 2018

January 2018 Health Law Update

Articles - January 13, 2018

Will Trump Divert Funds From Anti-Terrorism To Close Pot Shops? Cannabis CEOs Hope Not

Articles - January 12, 2018

NJ's Evolving Health Care Arena: Trends To Watch In 2018

White Papers - January 11, 2018

The Business, Regulatory, and Legal Challenges — and Opportunity — of a Legalized Cannabis Marketplace in New Jersey

Articles - January 4, 2018

Sessions Takes Aim On Marijuana Enforcement

Articles - January 4, 2018

#Cannabis News: Brach Eichler: Sessions' Announcement To Rescind Cole Memo Is More Symbolic Than Practical

Articles - January 2, 2018

Murphy's State Bank Could Solve Cannabis Business Problems, Brach Eichler Says

Articles - January 2, 2018

Fanburg and Gormally in NJBIZ on Legal Cannabis in NJ

Newsletters - December 25, 2017

December 2017 Health Law Update

White Papers - December 18, 2017

Legal Cannabis in NJ: Is This Joint Worth a Quick \$1 Billion?

White Papers - December 15, 2017

The Business, Regulatory and Legal Challenges—and Opportunity—of a Legalized Cannabis Marketplace in New Jersey

News - December 8, 2017

Holiday Toy Drive Benefits Eva's Village and JBWS

Articles - December 8, 2017

Brach Eichler's 2018 Outlook for the Health Care Industry

News - November 30, 2017

Brach Eichler Employees Donate Nearly 500 Pounds of Food

News - November 30, 2017

Brach Eichler Presents Award at Jersey Choice Top Doctors Reception

Newsletters - November 14, 2017

November 2017 Health Law Update

Lectures - November 14, 2017

Legal and Regulatory Update

Lectures - November 11, 2017

Fanburg to Address NJ Society of Pathologists 11/11

Lectures - November 11, 2017

Recent Developments in Healthcare Reform

Lectures - November 3, 2017

Fanburg to Speak at NJOGS Semi-Annual Meeting 11/3

Press Releases - October 27, 2017

Brach Eichler Represents Plaintiffs in HIV Privacy Suit Against Aetna

Lectures - October 18, 2017

Fanburg to Speak at NJAASC Membership Meeting on October 18

Newsletters - October 12, 2017

October 2017 Health Law Update

Newsletters - October 3, 2017

The Brach Eichler 2017 New Jersey Health Care Monitor - A Closer Look

Articles - September 18, 2017

Fanburg in BNA's Health Care Daily Report on Transactions in Wake of Allstate Decision

Articles - September 18, 2017

N.J. Health-Care Transaction Attorneys Urge Vigilance on Deals

Newsletters - September 10, 2017

September 2017 Health Law Update

Articles - August 21, 2017

Fanburg in Law360: Maintaining the Integrity of Physician-Owned Practices

Articles - August 17, 2017

Maintaining the Integrity of Physician-Owned Practices

Press Releases - August 15, 2017

Twelve Brach Eichler Attorneys Named to Best Lawyers in America® 2018

Newsletters - August 5, 2017

August 2017 Health Law Update

Alerts - August 1, 2017

Legislative Update - August 2017

News - July 18, 2017

Fanburg and Levine Address MSNJ Policy and Strategy Panel

Newsletters - July 5, 2017

July 2017 Health Law Update

White Papers - June 14, 2017

At NJAASC, Fanburg Outlines Legislative Developments And Their Implications For The ASC Industry

Newsletters - June 7, 2017

June 2017 Health Law Update

News - June 6, 2017

Brach Eichler Earns Top Rankings in Chambers USA for 2017

Events - June 1, 2017

Fanburg to Speak at the NJOGS Annual Meeting on "Legal Pitfalls for the Practicing Physician and Nurse"

Newsletters - May 7, 2017

May 2017 Health Law Update

Events - May 5, 2017

NJ ASC & Healthcare Market Review, May 4-5

Newsletters - April 7, 2017

April 2017 Health Law Update

News - March 15, 2017

New Jersey Super Lawyers Magazine Names Fourteen Attorneys of Brach Eichler as New Jersey Super Lawyers and Five as Rising Stars

Lectures - March 11, 2017

Regulatory and Legal Update and Advocacy Update

Events - March 8, 2017

PIP UPDATE - Understanding The New Appeals Process, March 8, 2017

Newsletters - March 7, 2017

March 2017 Health Law Update

Newsletters - February 7, 2017

February 2017 Health Law Update

Articles - January 23, 2017

John Fanburg Was Named as One of BoardRoom Magazine's Top 22 Private Club Presidents for 2016

Newsletters - January 7, 2017

January 2017 Health Law Update

Blog

Healthcare Law Blog April 6, 2019

Legislative Update - April 2019

Healthcare Law Blog February 20, 2019

Legislative Update - February 2019

Healthcare Law Blog January 28, 2019

Legislative Update - January 2019

Healthcare Law Blog December 21, 2018

Legislative Update - December 2018

Healthcare Law Blog November 29, 2018

Legislative Update - November 2018

Healthcare Law Blog October 16, 2017

Sanders Proposes Medicare for All Act of 2017

Healthcare Law Blog September 20, 2017

Legislative Update- September 2017

Healthcare Law Blog September 18, 2017

BME, BON and DOBI Propose Amendments to Regulations and a New DOBI Rule

Healthcare Law Blog September 8, 2017

UnitedHealthcare Underpaying Out-of-Network Emergency Medical Providers

Healthcare Law Blog September 1, 2017

CMS Proposes to Cancel Mandatory Bundled Payment Models

Healthcare Law Blog August 1, 2017

CMS Proposes Updates to Medicare OPPS for CY 2018

Healthcare Law Blog July 18, 2017

BME Proposes Amendments to Screening and Diagnostic Testing Offices

Healthcare Law Blog July 7, 2017

CMS Proposes New MACRA Rules

Healthcare Law Blog June 22, 2017

Legislative Update - June 2017

Healthcare Law Blog June 15, 2017

Petition Submitted to New Jersey Dental Board for Recognition and Advertisement of More Specialties

Healthcare Law Blog June 8, 2017

CHRONIC Care Act Passes Through Senate Finance Committee

Healthcare Law Blog May 25, 2017

HIPAA Update: Recent Enforcement Actions Highlight Need to Implement Policies and Procedures and Oversee Your Organization's HIPAA Compliance Program

Healthcare Law Blog May 24, 2017

Legislative Update- May 2017

Healthcare Law Blog May 4, 2017

House Passes Legislation to Repeal and Replace Affordable Care Act

Healthcare Law Blog May 1, 2017

Randsomware Attacks Hit Health Care Organizations

Healthcare Law Blog March 14, 2017

Governor Christie Calls on Horizon to Establish a Fund in NJ to Help Combat the Opioid Epidemic

Healthcare Law Blog March 3, 2017

President Trump Continues to Advance Regulatory Reform Agenda

Healthcare Law Blog March 1, 2017

House GOP Unveils ACA Repeal/Replace Bill

Healthcare Law Blog February 15, 2017

Governor Christie Signs Executive Order Declaring Opioid Addiction a Public Health Crisis

Healthcare Law Blog February 7, 2017

CMS Addresses Backlog in Medicare Appeals

Healthcare Law Blog February 2, 2017

Legislative Update- February 2017

Healthcare Law Blog January 23, 2017

Legislative Update- January 2017

Healthcare Law Blog January 18, 2017

OIG Issues Review of CMS's Quality Payment Program

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Healthcare Law Blog January 12, 2017

OIG Issues Unfavorable Opinion on Free Laboratory Services